

## **MINUTES**

### **MONTANA SENATE 65th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON FISH AND GAME**

**Call to Order:** Chair Jennifer Fielder, on March 14, 2017 at 3:00 PM, in Room 422  
Capitol

#### **ROLL CALL**

**Members Present:**

Sen. Jennifer Fielder, Chair (R)  
Sen. Jedediah Hinkle, Vice Chair (R)  
Sen. Jill Cohenour (D)  
Sen. Tom Facey (D)  
Sen. Steve Hinebaugh (R)  
Sen. David Howard (R)  
Sen. Edith (Edie) McClafferty (D)  
Sen. Mike Phillips (D)  
Sen. Cary Smith (R)  
Sen. Jeffrey W. Welborn (R)

**Members Excused:**

Sen. Chas Vincent (R)

**Members Absent:** None

**Staff Present:** Pat Christian, Committee Secretary  
Joe Kolman, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 97, 3/9/2017; HB 289, 3/9/2017

Executive Action:

HB 183: Be Concurred In  
SB 173: Do Pass as Amended  
SB 187: Do Pass as Amended

**HEARING ON HB 97**

**Opening Statement by Sponsor:**

00:01:08 Rep. Denley Loge (R), HD 14, opened the hearing on HB 97, Increase block management landowner payment cap.

00:01:42 Sen. Phillips entered the meeting.

00:02:11 Sen. Smith entered the meeting.

**Proponents' Testimony:**

00:03:57 Joe Perry, Montana Sportsmen's Alliance

00:04:59 Ed Grady, citizen (former legislator)

00:06:37 Jay Bodner, Montana Stockgrowers Association

00:07:36 John Youngberg, Montana Farm Bureau Federation

00:08:19 Jean Johnson, Montana Outfitters and Guides Association

00:09:03 Ken McDonald, Wildlife Division administrator, Department of Fish, Wildlife, and Parks

00:11:09 Nick Gevock, conservation director, Montana Wildlife Federation

00:11:37 Dan McGregor, citizen

[EXHIBIT\(fis53a01\)](#)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:20:15 Sen. Hinkle

00:21:15 Mr. McDonald, FWP

00:21:55 Sen. Hinkle

00:22:29 Mr. McDonald

00:22:42 Sen. Hinkle

00:22:48 Mr. McDonald

00:23:24 Sen. Facey

00:23:42 Mr. McDonald

00:24:20 Sen. Facey

00:24:28 Mr. McDonald

00:25:32 Sen. Facey

00:25:39 Mr. McDonald

00:25:56 Chair Fielder

00:26:10 Mr. McDonald

00:26:58 Chair Fielder

00:27:03 Mr. McDonald

**Closing by Sponsor:**

00:27:32 Rep. Loge

**HEARING ON HB 289**

**Opening Statement by Sponsor:**

00:29:55 Rep. Tom Jacobson (D), HD 21, opened the hearing on HB 289, Revise outfitter assistant laws.

[EXHIBIT\(fis53a02\)](#)

**Proponents' Testimony:**

00:33:40 Joe Perry, Montana Sportsmen's Association

00:34:50 Jean Johnson, Montana Outfitters and Guides Association (MOGA)

[EXHIBIT\(fis53a03\)](#)

00:36:28 Robin Cunningham, Fishing Outfitters Association of Montana (FOAM)

00:37:43 Nick Gevock, Montana Wildlife Federation

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:38:17 Sen. Howard  
00:38:42 Ms. Johnson, MOGA  
00:41:01 Sen. Hinkle  
00:41:42 Ms. Johnson  
00:41:59 Sen. Hinkle  
00:42:05 Ms. Johnson  
00:42:22 Chair Fielder  
00:42:34 Sen. Facey  
00:42:54 Rep. Jacobson  
00:43:37 Chair Fielder  
00:43:46 Rep. Jacobson  
00:45:30 Chair Fielder  
00:45:38 Ms. Johnson  
00:46:58 Sen. Cohenour  
00:47:26 Rep. Jacobson  
00:48:10 Sen. Smith  
00:48:53 Ms. Johnson  
00:51:24 Chair Fielder  
00:52:45 Rep. Jacobson

00:53:12 Sen. Hinebauch entered the meeting.

00:53:59 Sen. Hinkle  
00:54:41 Rep. Jacobson  
00:55:05 Sen. Hinkle  
00:55:34 Rep. Jacobson  
00:56:27 Sen. Hinkle

00:57:12 Rep. Jacobson  
 00:57:32 Sen. Hinkle  
 00:57:48 Rep. Jacobson  
 00:58:47 Sen. Cohenour  
 00:59:13 Ms. Johnson  
 01:00:08 Sen. Cohenour  
 01:00:40 Ms. Johnson  
 01:01:14 Sen. Cohenour  
 01:02:08 Mr. Cunningham, FOAM  
 01:03:56 Sen. Cohenour  
 01:04:15 Mr. Cunningham  
 01:05:02 Sen. Cohenour  
 01:05:43 Ms. Johnson  
 01:06:49 Sen. Smith  
 01:07:06 Rep. Jacobson  
 01:07:21 Mr. Cunningham  
 01:07:35 Sen. Smith  
 01:07:42 Mr. Cunningham  
 01:08:16 Sen. Smith  
 01:08:34 Mr. Cunningham  
 01:08:55 Sen. Smith  
 01:09:01 Mr. Cunningham  
 01:09:08 Sen. Smith  
 01:09:30 Mr. Perry, citizen  
 01:10:15 Sen. Smith  
 01:10:26 Mr. Perry  
 01:11:03 Sen. Facey  
 01:11:43 Ms. Johnson

**Closing by Sponsor:**

01:12:51 Rep. Jacobson  
 01:16:39 Recess  
 01:27:24 Reconvene

**EXECUTIVE ACTION ON SB 187**

01:27:37 **Motion:** Sen. Cohenour moved that **SB 187 DO PASS.**  
 01:28:44 **Motion:** Sen. Cohenour moved that **SB 187 BE AMENDED.**  
[\*\*EXHIBIT\(fis53a04\)\*\*](#)

**Discussion:**

01:30:30 Sen. Hinkle  
 01:30:47 **Vote:** Motion carried unanimously by voice vote of those present and voting.  
 01:31:05 **Motion:** Sen. Cohenour moved that **SB 187 DO PASS AS AMENDED.**

01:31:45 **Motion:** Sen. Hinkle moved that **SB 187 BE AMENDED.**  
[EXHIBIT\(fis53a05\)](#)

**Discussion:**

01:31:54 Sen. Hinkle  
01:32:22 Joe Kolman, Legislative Services Division (LSD)

01:32:39 **Substitute Motion:** Sen. Hinkle made a substitute motion **TO SEGREGATE SECTIONS 1 AND 2 FROM AMENDMENT SB018701.AJK**

**Discussion:**

01:33:04 Chair Fielder  
01:33:14 **Vote:** Motion carried unanimously by voice vote.  
01:33:38 **Motion:** Sen. Cohenour moved that **SB 187 DO PASS AS AMENDED.**

**Discussion:**

01:33:45 Chair Fielder  
01:33:53 Mr. Kolman, LSD  
01:34:35 **Vote:** Motion carried 10-0 by voice vote. Sen. Vincent was excused.  
01:34:45 Sen. Facey

**EXECUTIVE ACTION ON SB 173**

01:35:12 **Motion:** Sen. Cohenour moved that **SB 173 DO PASS AS AMENDED.** (Bill was previously amended on 2/23/2017.)

**Discussion:**

01:35:42 Mr. Kolman  
01:36:02 **Motion:** Sen. Cohenour moved to **REMOVE AMENDMENT SB017302.AJK.**

**Discussion:**

01:36:55 Chair Fielder  
01:37:04 Sen. Cohenour  
01:37:34 Mr. Kolman  
[EXHIBIT\(fis53a06\)](#)

01:38:08 Chair Fielder  
01:38:15 Sen. Cohenour  
01:38:20 Mr. Kolman  
01:39:24 Sen. Cohenour

01:39:49 Sen. Hinkle  
01:40:02 Chair Fielder

01:40:07 **Vote:** Motion carried unanimously by voice vote of those present and voting

01:40:17 **Motion:** Sen. Cohenour moved that **SB 173 BE AMENDED.**

**Discussion:**

01:43:34 Sen. Smith  
01:43:45 Sen. Cohenour  
01:44:31 Sen. Smith  
01:44:42 Sen. Cohenour  
01:45:27 Sen. Smith  
01:45:44 Sen. Cohenour  
01:46:41 Sen. Smith  
01:46:52 Sen. Cohenour  
01:47:20 Sen. Hinkle  
01:49:03 Sen. Howard  
01:49:17 Sen. Cohenour  
01:50:40 Sen. Howard  
01:51:07 Sen. Cohenour  
01:51:57 Sen. Hinkle

01:52:19 **Vote:** Motion carried unanimously by voice vote.

01:52:34 **Motion/Vote:** Sen. Cohenour moved that **SB 173 DO PASS AS AMENDED.**  
Motion carried unanimously by roll call vote. Sen. Vincent voted by proxy.

**EXECUTIVE ACTION ON HB 183**

01:53:28 **Motion:** Sen. Hinkle moved that **HB 183 BE CONCURRED IN.**

**Discussion:**

01:53:43 Chair Fielder

01:54:04 **Vote:** Motion carried unanimously by voice vote. Sen. Vincent voted by proxy.  
Sen. Smith will carry the bill.

**Committee Business**

01:54:55 Chair Fielder

**ADJOURNMENT**

Adjournment: 4:55 PM

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Pat Christian, Secretary

pc

**Additional Documents**

Additional Documents:

**EXHIBIT**([fis53aad.pdf](#))